

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Blackshear *et al.*

Application No. 10/511,362

Filed: October 15, 2004

Confirmation No. 3754

For: COMPOSITIONS AND METHODS FOR
DIAGNOSTICS AND THERAPEUTICS
FOR HYDROCEPHALUS

Examiner: Quang Nguyen

Art Unit: 2877

Attorney Reference No. 4239-64828-02

FILED VIA EFS

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UNITED STATES PATENT AND TRADEMARK OFFICE

RENEWED PETITION UNDER 37 CFR 1.10

Applicants received a Decision on Petition Under 37 CFR 1.10 (“Decision”) dated November 17, 2006, for the application referenced above; a copy the Decision is attached as **Exhibit A**. The Decision acknowledges that the Petition to Correct Filing Receipt (Petition) submitted on June 21, 2005, satisfies 37 CFR 1.10(d)(1) and (2). However, in order to satisfy 37 CFR 1.10(d)(3) any showing made by Applicants pursuant to this paragraph “must be corroborated by evidence from the USPS or that came into being and within one business day after deposit of the correspondence in the “Express Mail Post Office to Addressee” service of the USPS.”

As stated in the original Petition, Applicants believe that the erroneous filing date on the Filing Receipt arose because the Express Mail receipt was incorrectly dated October 14, 2004, by the United States Postal Service (“USPS”), *thereby giving Applicants a filing date that is earlier than the true filing date (which is October 15, 2004)*. Applicants submit herewith as **Exhibit B** an invoice from the USPS showing that the subject application marked with Express Mail Label No. EV 514604915 US was mailed on October 15, 2004. Applicants believe this is the required evidence from the USPS. The invoice date corresponding to Express Mail Label No. EV 514604915 US further matches the date of deposit listed on the following documents, which are provided in support of the petition:

- (i) **Exhibit C** - Transmittal Letter, dated October 15, 2004, which was submitted to the Patent Office with this application on October 15, 2004;
- (ii) **Exhibit D** -- USPS Track & Confirm, confirming that the package containing the application was accepted on October 15, 2004;
- (iii) **Exhibit E** - First page of a Preliminary Amendment, which was submitted to the Patent Office with this application on October 15, 2004, and which includes a Certificate of Express Mailing dated October 15, 2004;
- (iv) **Exhibit F** - Two true copies of the "Express Mail" mailing label showing the "Date of Deposit" at the bottom of the label, correctly handwritten by Applicants' representative, as October 15, 2004 before deposit (top copy); and (bottom copy only) from after the package label was completed by an employee of the USPS, showing the "date-in" incorrectly entered by the USPS as October 14, 2004; and
- (v) **Exhibit G** - A true copy of an internal Klarquist Sparkman "mail log" indicating that documents corresponding to attorney matter number 4239-64828-02 were deposited by Express Mail on October 15, 2004.

By this Renewed Petition, Applicants request that the USPTO correct the filing date of the application and issue a corrected official Filing Receipt, showing that the **filing date is October 15, 2004**. Applicants paid the \$130 petition fee (37 CFR 1.17(h)) with the Petition to Correct Filing Receipt submitted on June 21, 2005, and believe that no additional fees are due.

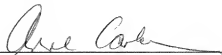
Please contact the undersigned if any further information is required.

Respectfully submitted,

KLARQUIST SPARKMAN, LLP

One World Trade Center, Suite 1600
121 S.W. Salmon Street
Portland, Oregon 97204
Telephone: (503) 595-5300
Facsimile: (503) 595-5301

By


Anne Carlson, Ph.D.
Registration No. 47,472



17 NOV 2006

Klarquist Sparkman LLP
One World Trade Center, Suite #1600
121 S.W. Salmon Street
Portland, Oregon 97204-2988

In re Application of
BLACKSHEAR et al.
U.S. App. No.: 10/511,362
PCT No.: PCT/US03/12348
Int. Filing Date: 18 April 2003
Priority Date: 19 April 2002
Attorney Docket No.: 4239-64828-02
For: COMPOSITIONS AND METHODS FOR
DIAGNOSTICS AND THERAPEUTICS
FOR HYDROCEPHALUS

DECISION ON PETITION
UNDER 37 CFR 1.10

This decision is issued in response to applicants' "Renewed Petition under 37 CFR 1.10" which is being treated as a petition under 37 CFR 1.10(d) filed 18 September 2006 requesting that the above-identified application be accorded a (35 U.S.C.) 371(c) filing date of 15 October 2004. Petitioner states that the application was deposited via "Express Mail" pursuant to 37 CFR 1.10.

BACKGROUND

On 14 October 2004, applicants filed a transmittal letter for entry into the national stage in the United States, which accompanied by, inter alia: the requisite basic national fee as required by 35 U.S.C. 371(c)(1); a copy of the international application; and an executed declaration.

On 25 April 2005, a Notification of Acceptance was issued identifying the 35 U.S.C. 371(c) date as 14 October 2004. Subsequently, an Official Filing Receipt was issued indicating a "FILING DATE" of 14 October 2004.

On 23 June 2005, applicants filed a "Petition to Correct Filing Receipt." Petitioner avers that the application was deposited via "Express Mail" pursuant to 37 CFR 1.10 on 15 October 2004, rather than 14 October 2004. In a decision dated 14 July 2006, applicants' request was dismissed without prejudice.

On 18 September 2006, applicant filed a "Renewed Petition under 37 CFR 1.10."



DISCUSSION

Applicant presently requests that the USPTO accord the above-identified national stage application a 35 U.S.C. 371(c) filing date of 15 October 2004. A review of the file reveals that the DO/EO/US correctly accorded an 35 U.S.C. 371(c) filing date of 14 October 2004 pursuant to 1.10(a). In the subject petition, applicants argue that the USPS incorrectly entered the "date-in" on the Express Mail label. 37 CFR 1.10(d) allows an applicant to petition to correct an incorrectly entered "date-in" of an Express Mail receipt and states that:

37 CFR 1.10(d) provides:

(d) Any person filing correspondence under this section that was received by the Office and delivered by the "Express Mail Post Office to Addressee" service of the USPS, who can show that the "date-in" on the "Express Mail" mailing label or other official notation entered by the USPS was incorrectly entered or omitted by the USPS, may petition the Commissioner to accord the correspondence a filing date as of the date the correspondence is shown to have been deposited with the USPS, provided that:

(1) The petition is filed promptly after the person becomes aware that the Office has accorded, or will accord, a filing date based upon an incorrect entry by the USPS;

(2) The number of the "Express Mail" mailing label was placed on the paper(s) or fee(s) that constitute the correspondence prior to the original mailing by "Express Mail"; and

(3) The petition includes a showing which establishes, to the satisfaction of the Commissioner, that the requested filing date was the date the correspondence was deposited in "Express Mail Post Office to Addressee" service prior to the last scheduled pickup for that day. Any showing pursuant to this paragraph must be corroborated by evidence from the USPS or that came into being within one business day after deposit of the correspondence in the "Express Mail Post Office to Addressee" service of the USPS.

The petition here was filed promptly after applicant learned of the 15 October 2004 35 U.S.C. 371(c) filing date; 37 CFR 1.10(d)(1) is therefore satisfied.

As noted above, the application materials included a certificate of mailing which listed the "Express Mail" label number used. Applicant has therefore satisfied the requirement of 37 CFR 1.10(d)(2).

A review of the application papers filed in the present application reveals that Express Mail label "EV514904915US" was placed on the Transmittal Letter (PTO-1390) prior to mailing thereof. The "Addressee Copy" of Express Mail label no. "EV514904915US" shows a "date in" of **14 October 2004**. However, information obtained from the United States Postal Service (USPS) Express Mail database shows that "EV514904915US" was accepted by the USPS on **15 October 2004**.

In view of the discrepancy between the 14 October 2005 date shown in the Customer Copy of Express Mail label "EV514904915US" and the 15 October 2004 date shown in the USPS database, it would not be appropriate to grant applicant's request to accord the present application a 15 October 2004 filing date at this time. Moreover, no corroborative evidence that came into being after the deposit and within one business day of the correspondence in the "Express Mail Post Office to Addressee" service of the USPS has been presented. Accordingly, it is inappropriate, on the present record, to accord a filing date of 15 October 2004.

CONCLUSION

Applicants' petition under 37 CFR 1.10(d) requesting that a filing date of 15 October 2004 is DISMISSED without prejudice.

Any reconsideration on the merits of this petition must be filed within **TWO (2) MONTHS** from the mail date of this decision. Any reconsideration request should include a cover letter entitled "Renewed Petition Under 37 CFR 1.10."

Any further correspondence with respect to this matter should be addressed to: Mail Stop PCT, Commissioner for Patents, Office of PCT Legal Administration, P.O. Box 1450, Alexandria, Virginia 22313-1450, with the contents of the letter marked to the attention of the Office of PCT Legal Administration.



Anthony Smith
Attorney-Advisor
Office of PCT Legal Administration
Tel: (571) 272-3298
Fax: (571) 273-0459



UNITED STATES POSTAL SERVICE ®

PAGE: 1

EXPRESS MAIL CORPORATE ACCOUNT
MAILING STATEMENT
ACCOUNT NO: 972724

PERIOD: 10/01/04 - 10/31/04

DATE	CHARGE BACK	LABEL NUMBER	ORIG ZIP	DEST ZIP	ADJ # REF #	POSTAGE	FEES		DEPOSITS	WITH-DRAWALS	CDA LEG
							PICKUP	DELIVERY			
BEGINNING BALANCE:						63.98					
10/06/04		EV352376722US	97208	22313	382-68588-01	13.65			3382-68588-01		
10/06/04		EV352376756US	97208	22313	382-68588-01	13.65					
10/06/04		EV352377538US	97208	22313		13.65			3382-68588-01		
10/07/04		EV354606479US	97208	22313		13.65					
10/08/04		EV354604889US	97208	22313		13.65			4239-64850-02		
10/08/04		EV359208588US	97208	22313	5437-60780-02	13.65					
10/08/04		EV354604827US	97208	22313		17.85					
10/08/04		EV354606332US	97030	22313		13.65					
10/13/04		EV331579937US	97208	22313	423-68443-01	17.85					
10/13/04		EV354606394US	97208	22313		17.85			23-68246-02		
10/18/04		EV354605375US	97205	22313	423-68443-01	17.85					
10/18/04		EV354606672US	97208	22313		13.65			3382-64231-01		
10/19/04		EV354604742US	97208	22313	450-68674-01	13.65					
10/19/04		EV354604756US	97208	22313		13.65			450-68674-01		
10/22/04		EV351579910US	97208	22313	466-68653-01	13.65					
10/25/04		EV354606425US	97208	22313		13.65			1334-68537-01		
10/26/04		EV359208041US	97208	22313	3382-68588-02	17.85					
10/29/04		EV354606111US	97201	22313		13.65			3382-64277-02		
SUB-TOTAL:						266.70					
10/22/04	050469	EV354606709US	97205	22313		13.65					
SUB-TOTAL:						13.65					
10/15/04	061997	EV354604932US	97205	22313		70.90					
10/15/04	061997	EV354604946US	97205	22313		90.80					
10/15/04	061997	EV354604950US	97205	22313		98.25					
SUB-TOTAL:						259.95					
10/15/04	064828	EV354604915US	97205	22313		24.20					
SUB-TOTAL:						24.20					
10/15/04	067982	EV354604929US	97205	22313		13.65					
SUB-TOTAL:						13.65					
10/20/04	068178	EV354604711US	97205	22313		13.65					
SUB-TOTAL:						13.65					
10/29/04	068532	EV354605031US	97205	22310		13.65					
SUB-TOTAL:						13.65					
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SUB-TOTAL:						13.65					
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SUB-TOTAL:						13.65					
10/25/04	069244	EV352377294US	97205	22313		13.65					
SUB-TOTAL:						13.65					
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SUB-TOTAL:						13.65					
10/26/04	589630	EV354606261US	97205	22313		13.65					
SUB-TOTAL:						13.65					

221.55

DAWN Rhoads

EXHIBIT

221.55

Dawn Rhoads

EXHIBIT

B

000 002 147

FORM PTO-156

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER

TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. § 371

4239-64828-02

U.S. APPLICATION NO. (If known, use 37 C.F.R. 1.13)

Not yet assigned

INTERNATIONAL APPLICATION NO.
PCT/US03/12348INTERNATIONAL FILING DATE
18 April 2003PRIORITY DATE CLAIMED
19 April 2002TITLE OF INVENTION
COMPOSITIONS AND METHODS FOR DIAGNOSTICS AND THERAPEUTICS FOR HYDROCEPHALUS

APPLICANT(S) FOR DO/EO/US

Perry J. Blackbhear, Darryl C. Zeldin, Joan P. Graves and Deborah J. Stumpo

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. § 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. § 371.
3. ☒ This is an express request to begin national examination procedures (35 U.S.C. § 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. § 371(b) and PCT Articles 22 and 39(1).
4. ☒ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☒ A copy of the International Application as filed (35 U.S.C. § 371(c)(2))
 - a. ☒ is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ has been transmitted by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ A translation of the International Application into English (35 U.S.C. § 371(c)(2)).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. § 371(c)(3))
 - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ have been transmitted by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☒ have not been made and will not be made.
8. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. § 371(c)(3)).
9. ☒ A Declaration of Inventorship and Powers of Attorney from the inventors
10. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. § 371(c)(5)).

Items 11. to 16. below concern document(s) or information included:


11. ☒ An Information Disclosure Statement under 37 C.F.R. §§ 1.97 and 1.98.
12. ☒ An assignment document for recording. A separate cover sheet in compliance with 37 C.F.R. §§ 3.28 and 3.31 and the Recordal fee of \$40.00 is included.
13. ☒ A **FIRST** preliminary amendment.
☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
14. ☐ A substitute specification.
15. ☐ A change of power of attorney and/or address letter.
16. ☒ Other items or information:
 - ☒ Abstract on a separate page.
 - ☒ Diskette containing an electronic copy of a Sequence Listing.
 - ☒ Paper copy of the Sequence Listing, 52 pages.
 - ☒ Statement in Compliance verifying the identity of the above copies.

EXHIBIT

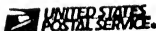
C

EV514604915US

DATE OF DEPOSIT: October 15, 2004

U.S. APPLICATION NO. (If known, see 37 C.F.R. § 1.13) Not yet assigned		INTERNATIONAL APPLICATION NO. PCT/US03/12348		ATTORNEY'S DOCKET NUMBER 4239-64828-02	
17. <input checked="" type="checkbox"/> The following fees are submitted: BASIC NATIONAL FEE (37 C.F.R. §§ 1.492(a)(1)-(5)): Neither International Preliminary Examination fee (37 C.F.R. § 1.482) nor International Search fee (37 C.F.R. § 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO \$1,116.00 International Preliminary Examination fee (37 C.F.R. § 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO \$958.00 International Preliminary Examination fee (37 C.F.R. § 1.482) not paid to USPTO but International Search fee (37 C.F.R. § 1.445(a)(2)) paid to USPTO as an International Searching Authority \$796.00 International Preliminary Examination fee paid to USPTO (37 C.F.R. § 1.482) but all claims did not satisfy provisions of PCT Article 33(1)-(4) \$750.00 International Preliminary Examination fee paid to USPTO (37 C.F.R. § 1.482) and all claims satisfied provisions of PCT Article 33(1)-(4) \$100.00 ENTER APPROPRIATE BASIC FEE AMOUNT =				CALCULATIONS (PTO USE ONLY)	
Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 C.F.R. § 1.492(e)).				\$	
CLAIMS		NUMBER FILED	NUMBER EXTRA	RATE	
Total claims		59 - 20 =	39	x \$18.00	\$ 702.00
Independent Claims		6 - 3 =	3	x \$88.00	\$ 264.00
MULTIPLE DEPENDENT CLAIM(S) (if applicable)				+ \$230.00	\$ 0.00
TOTAL OF ABOVE CALCULATIONS =					\$ 1,716.00
<input type="checkbox"/> Reduction of 1/2 for filing by small entity. Small entity status is claimed for this application.					\$
SUBTOTAL =					\$ 1,716.00
Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 Months from the earliest claimed priority date (37 C.F.R. § 1.492(f)).					\$
TOTAL NATIONAL FEE =					\$ 1,716.00
Fee for recording the enclosed assignment (37 C.F.R. § 1.210(h)). The assignment must be accompanied by an appropriate cover sheet (37 C.F.R. §§ 3.28, 3.31). \$40.00 per property.					\$ 40.00
TOTAL FEES ENCLOSED =					\$ 1,756.00
				REFUND →	\$
				CHARGE →	\$
a. <input checked="" type="checkbox"/> A check in the amount of \$ 1,756.00 to cover the above fees is enclosed. b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed. c. <input checked="" type="checkbox"/> The Director is hereby authorized to charge any additional fees that may be required, or credit any overpayment, to Deposit Account No. 02-4550. A duplicate copy of this sheet is enclosed. d. <input checked="" type="checkbox"/> Please return the enclosed postcard to confirm that the items listed above have been received.					
NOTE: Where an appropriate time limit under 37 C.F.R. § 1.494 or § 1.495 has not been met, a petition to revive (37 C.F.R. § 1.137(a) or (b)) must be filed and granted to restore the application to pending status.					
SEND ALL CORRESPONDENCE TO THE ADDRESS ASSOCIATED WITH CUSTOMER NUMBER 36218 KLARQUIST SPARKMAN, LLP One World Trade Center, Suite 1600 121 S.W. Salmon Street Portland, OR 97204-2988					
				SIGNATURE  Anne Carlson, Ph.D. NAME 47,472 REGISTRATION NUMBER	

cc: Docketing



Track & Confirm

Shipment Details

You entered EV51 4604 915U S

Your item was delivered at 8:52 am on October 18, 2004 in ALEXANDRIA, VA 22313 to PATENT OFFICE. The item was signed for by M BOSTON. Detailed shipping information has been restored from files offline.

Here is what happened earlier:

- ARRIVAL AT PICK-UP-POINT, October 17, 2004, 7:16 am, ALEXANDRIA, VA 22313
- ARRIVAL AT UNIT, October 17, 2004, 6:59 am, DULLES, VA 20102
- ENROUTE, October 16, 2004, 7:01 pm, DULLES, VA 20102
- ENROUTE, October 15, 2004, 6:48 pm, PORTLAND, OR 97238
- ACCEPTANCE, October 15, 2004, 4:33 pm, PORTLAND, OR 97205

Notification Options

► Request Proof of Delivery [What is this?](#)



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Track & Confirm

Enter label number:

[Track & Confirm FAQs](#)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Blackshear et al.

Application No. Not yet assigned

Filed: Herewith

Confirmation No. Not yet assigned

For: COMPOSITIONS AND METHODS FOR
DIAGNOSTICS AND THERAPEUTICS FOR
HYDROCEPHALUS

Examiner: Not yet assigned

Art Unit: Not yet assigned

Attorney Reference No. 4239-64828-02

CERTIFICATE OF EXPRESS MAILING

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being deposited with the United States Postal Service as Express Mail Label No. EV514604915US in an envelope addressed to: MAIL STOP PCT, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450 on the date shown below.

Agent
for Applicant(s)



Date Mailed October 15, 2004

MAIL STOP PCT
COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

PRELIMINARY AMENDMENT

Prior to calculation of the filing fee and examination of the above-referenced application, please amend the application as follows:

Amendments to the Specification begin on page 2.

Amendments to the Claims are reflected in the listing of claims, which begins on page 3.

Remarks begin on page 11.





EV 514604915 US

Mailing Label
Label 11-F June 2002

UNITED STATES POSTAL SERVICE®

Post Office To Addressee

ORIGIN (POSTAL USE ONLY)		Flat Rate Envelope	
PO ZIP Code	Day of Delivery <input type="checkbox"/> Next <input type="checkbox"/> Second	<input type="checkbox"/>	
Date in: Mo. Day Year	Postage	\$	
Time in: <input type="checkbox"/> AM <input type="checkbox"/> PM	Return Receipt Fee	\$	
Weight	Military <input type="checkbox"/> 1st Day <input type="checkbox"/> 2nd Day <input type="checkbox"/> 3rd Day	COD Fee Insurance Fee	
Rate	Int'l Alpha Country Code	Total Postage & Fees	
No Delivery	Acceptance Clerk Initials	\$	
<input type="checkbox"/> Weekend <input type="checkbox"/> Holiday			

Express Mail Corporate Acct. No. **X972724 -64828**

FROM: (PLEASE PRINT) **503 226 7391**
KLARQUIST SPARKMAN LLP
121 SW SALMON ST STE 1600
PORTLAND OR 97204-2988
4239-64828-02
WDN/GLB:gte
Date of Deposit: 10/15/04

DELIVERY (POSTAL USE ONLY)		Employee Signature
Delivery Attempt	Time	
Mo. Day	<input type="checkbox"/> AM <input type="checkbox"/> PM	
Delivery Attempt	Time	Employee Signature
Mo. Day	<input type="checkbox"/> AM <input type="checkbox"/> PM	
Delivery Date	Time	Employee Signature
Mo. Day	<input type="checkbox"/> AM <input type="checkbox"/> PM	

Federal Agency Acct. No. or Postal Service Acct. No.

TO: (PLEASE PRINT) **MAIL STOP PCT**
COMMISSIONER FOR PATENTS
PO BOX 1450
ALEXANDRIA VA 22313-1450

PRESS HARD.
You are making 3 copies.

FOR PICKUP OR TRACKING CALL 1-800-222-1811 www.usps.com



EV 514604915 US

Customer Copy
Label 11-F June 2002

UNITED STATES POSTAL SERVICE®

Post Office To Addressee

ORIGIN (POSTAL USE ONLY)		Flat Rate Envelope	
PO ZIP Code	Day of Delivery <input type="checkbox"/> Next <input type="checkbox"/> Second	<input type="checkbox"/>	
Date in: Mo. Day Year	Postage	\$	
Time in: <input type="checkbox"/> AM <input type="checkbox"/> PM	Return Receipt Fee	\$	
Weight	Military <input type="checkbox"/> 1st Day <input type="checkbox"/> 2nd Day <input type="checkbox"/> 3rd Day	COD Fee Insurance Fee	
Rate	Int'l Alpha Country Code	Total Postage & Fees	
No Delivery	Acceptance Clerk Initials	\$ 24.20	
<input type="checkbox"/> Weekend <input type="checkbox"/> Holiday			

Express Mail Corporate Acct. No. **X972724 -64828**

FROM: (PLEASE PRINT) **503 226 7391**
KLARQUIST SPARKMAN LLP
121 SW SALMON ST STE 1600
PORTLAND OR 97204-2988
4239-64828-02
WDN/GLB:gte
Date of Deposit: 10/15/04

DELIVERY (POSTAL USE ONLY)		Employee Signature
Delivery Attempt	Time	
Mo. Day	<input type="checkbox"/> AM <input type="checkbox"/> PM	
Delivery Attempt	Time	Employee Signature
Mo. Day	<input type="checkbox"/> AM <input type="checkbox"/> PM	
Delivery Date	Time	Employee Signature
Mo. Day	<input type="checkbox"/> AM <input type="checkbox"/> PM	

Federal Agency Acct. No. or Postal Service Acct. No.

TO: (PLEASE PRINT) **MAIL STOP PCT**
COMMISSIONER FOR PATENTS
PO BOX 1450
ALEXANDRIA VA 22313-1450

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FOR PICKUP OR TRACKING CALL 1-800-222-1811 www.usps.com



EXHIBIT

F

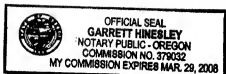
CERTIFICATION

State of Oregon

County of Multnomah

On this 13 day of September, 2006, I Garrett Hinesley, Notary Public in and for the State and County first named above, certify that the attached one page document is a true, exact, complete and unaltered photocopy of the original Express Mail Label number EV 514604915 US, relative to the patent application listed on the accompanying Renewed Petition Under 37 CRF 1.10.

In witness whereof, I have set my hand and seal on this 13 day of September, 2006.





Notary Public

[NOTARY SEAL]

SENDER	MATTER NUMBER	COURIER	DATE	CLERK
DLI/vps	4763-65312-01	Fed Ex	10-7	BZ
SS:rdn	6454-56785	Fed Ex	10-7	BZ
JDW/jam	3382-67246-01	Exp Mail	10-7	BZ
PMB	1011-67062-01	Exp	10-7-04	↓
TV	6975-69498-01	Exp	10-7-04	↓
WNV:gte	4239-66652-01	FedEx	10-7	↓
SLR/dm	63555-68214-01	FedEx	10-8	
kd	6684-6558-01	Exp	10/5	
mm	674-66887	Fed Ex	10/5	
GLM/lamt	5437-65503-03	Express Mail	10/8	
GLM/lamt	5437-66659-02	Express Mail	10/8	
kd	4239-64827-02	Exp	10/8	
SLR/dm	6395-68633-01	FedEx	10-8	
SLR/dm	6395-68633-01	Express Mail	10-8	
SAS/gte	6975-69427-02	Exp Mail	10-8	
WNV:gte	4239-64802-02	Fed Ex	10-8	
WNV:gte	7179-69573	FedEx	10-12	
AAK/lam	4239-68442-02	Exp	10-12	
DAG:jam	6395-61666-01	Exp	10-12	
DLI/vps	4641-63480-01	Fed Ex	10/12	
SAS/jam	4239-69223-02	Express Mail	10/12	
SAS/jam	899-64967-07	Express Mail	10/12	
mm	6674-66887-01	Fed Ex	10/12	
AT	6241-62710-01	Fed Ex	10-11	
KSK/dm	6220-69546-01	Fed Ex	10-13	BZ
CLA:cms	3069-68607-01	Exp Mail	✓	BZ
AAK:jam	4239-64801-02	Exp mail	✓	BZ
DLI/vps	4641-63480-01	Fed Ex	✓	
mm	4109-67282	Fed Ex	✓	
kd	4239-66903-01	Exp		
PMB	7170-69463-01	Exp Fed Ex	10-14-04	BZ
SS:rdn	6990-67087-02	Ex	10-14-04	BZ
WNV:rdn	899-65206-01	FedEx	10-15-04	
SAS:gte	4239-61997-01	Ex Mail	10-15	
SS:rdn	6454-56785	Three boxes		
SS:rdn	6454-56785-01	FedEx	10-15	
kd	4239-64800-03	Exp	10/15	
JH:LF	7175-69563-01	Exp mail	10/15	
DC:gte	4239-67982-01	Ex Mail	10/15	
AC:gte	4239-64823-02	Ex Mail	10/15	



CERTIFICATION

State of Oregon

County of Multnomah

On this 17th day of January, 2007, I Garrett Hinesley, Notary Public in and for the State and County first named above, certify that the attached page is a true, exact, complete and unaltered photocopy of the original Mail Log, relative to patent application referred to by Applicant matter number 4239-64828-02 listed in the accompanying documents.

In witness whereof, I have set my hand and seal on this 17th day of January, 2007.





Notary Public

[NOTARY SEAL]